

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

FILED

IN RE:  
VITAMINS ANTITRUST LITIGATION

MAR 18 2003

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

) Misc. No. 99-197 (TFH)  
) MDL No. 1285

THIS DOCUMENT RELATES TO:

ALL ACTIONS

**ORDER**

**RE: Defendants' Motion for Partial Summary Judgment on Plaintiffs' Claims for Damages  
Based on the Present Value of Alleged Overcharges<sup>1</sup>**

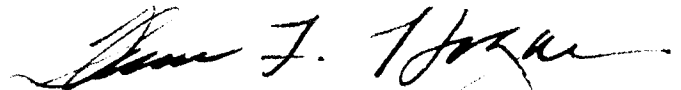
Pending before the Court is Defendants' Motion for Partial Summary Judgment on Plaintiffs' Claims for Damages based on the Present Value of Alleged Overcharges. Defendants seek to dismiss Plaintiffs' claims for a present value adjustment on their claim of damages under the Clayton Act. Upon careful consideration of the Defendants' motions, Plaintiffs' opposition, Defendants replies, arguments made at hearing, and the entire record herein, it is hereby

**ORDERED** that Defendants' motion for partial summary judgment is **GRANTED**; it is further hereby

**ORDERED** that Plaintiffs' claims for a present value adjustment on their claim of damages under the Clayton Act are **DISMISSED**.

**SO ORDERED.**

March 18<sup>th</sup>, 2003



Thomas F. Hogan  
Chief Judge

<sup>1</sup> The Court is issuing this Order without a Memorandum Opinion at this time, in order to give parties more time to adjust their trial preparation. The final Memorandum Opinion will be released in the near future.